



Attorney's Docket No.: 10286-008001 / BWH #523 - Cynt

AF/1643#
#14
Done

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED

Applicant : Cynthia C. Morton et al.

Art Unit : 1643

Serial No. : 09/394,264

Examiner : U. Winkler

MAY 30 2001

Filed : September 10, 1999

Title : A NOVEL COCHLEAR GENE COCH5B2 AND USES THEREFOR

TECH CENTER 1600/2900

BOX AF

Commissioner for Patents

Washington, D.C. 20231

NOTICE OF APPEAL

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the action dated April 19, 2001, finally rejecting claims 1-7, 18, 29-34.

A check in the amount of \$155 for the appeal fee is enclosed. Please apply any other charges or credits to Deposit Account No. 06-1050.

Respectfully submitted,

Date: 5/24/01

Laurie Butler Lawrence
Laurie Butler Lawrence
Reg. No. 46,593

Fish & Richardson P.C.
225 Franklin Street
Boston, MA 02110-2804
Telephone: (617) 542-5070
Facsimile: (617) 542-8906

20266723.doc

CERTIFICATE OF MAILING BY FIRST CLASS MAIL

I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, Washington, D.C. 20231.

05/30/2001 GTEFFERA 00000104 09394264

01 FC:219

155.00 DP

Date of Deposit

5/24/01

Signature

Terri L. Knox

Typed or Printed Name of Person Signing Certificate

Terri L. Knox